

FILED IN CLERK'S OFFICE  
U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT  
OF GEORGIA

2020 NOV -3 AM 9:57

M. REGINA THOMAS  
CLERK

☐ Check if this is an  
amended filing

*Alice M. Jones*  
CLERK

Fill in this information to identify the case:

United States Bankruptcy Court for the:

District of

(State)

Case number (if known):

Chapter

**20-71358**

**11**

Official Form 201

**Voluntary Petition for Non-Individuals Filing for Bankruptcy**

02/20

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

1. Debtor's name

*Mo underin Phoenix, LLC*

2. All other names debtor used  
in the last 8 years

Include any assumed names,  
trade names, and *doing business*  
as names

3. Debtor's federal Employer  
Identification Number (EIN)

*45-4547350*

4. Debtor's address

Principal place of business

*4345 Int'l Pkwy*

Number Street

*Suite 150*

*Atlanta GA 30354*

City

State

ZIP Code

Mailing address, if different from principal place  
of business

Number Street

P.O. Box

City

State

ZIP Code

*Clayton*

County

Location of principal assets, if different from  
principal place of business

Number Street

City

State

ZIP Code

5. Debtor's website (URL)

Debtor	Name	Case number (if known)
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6. Type of debtor

☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))

☐ Partnership (excluding LLP)

☐ Other. Specify: \_\_\_\_\_

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7. Describe debtor's business

A. Check one:

☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))

☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))

☐ Railroad (as defined in 11 U.S.C. § 101(44))

☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))

☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))

☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))

☒ None of the above

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B. Check all that apply:

☐ Tax-exempt entity (as described in 26 U.S.C. § 501)

☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. § 80a-3)

☐ Investment advisor (as defined in 15 U.S.C. § 80b-2(a)(11))

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C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

\_\_\_\_\_-

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8. Under which chapter of the Bankruptcy Code is the debtor filing?

Check one:

☐ Chapter 7

☐ Chapter 9

☒ Chapter 11. Check all that apply:

☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$2,725,625 (amount subject to adjustment on 12/22 and every 3 years after that).

☒ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).

☒ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and it chooses to proceed under Subchapter V of Chapter 11.

☐ A plan is being filed with this petition.

☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).

☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.

☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12

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9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?

☒ No

☐ Yes. District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
MM / DD / YYYY

If more than 2 cases, attach a separate list. District \_\_\_\_\_ When \_\_\_\_\_ Case number \_\_\_\_\_  
MM / DD / YYYY

Debtor \_\_\_\_\_ Case number (if known) \_\_\_\_\_  
Name

**10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?**

List all cases. If more than 1, attach a separate list.

☒ No

☐ Yes. Debtor \_\_\_\_\_ Relationship \_\_\_\_\_  
District \_\_\_\_\_ When \_\_\_\_\_ MM / DD / YYYY  
Case number, if known \_\_\_\_\_

**11. Why is the case filed in this district?**

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☐ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

**12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?**

☒ No

☐ Yes. Answer below for each property that needs immediate attention. Attach additional sheets if needed.

**Why does the property need immediate attention?** (Check all that apply.)

- ☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.  
What is the hazard? \_\_\_\_\_
- ☐ It needs to be physically secured or protected from the weather.
- ☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).
- ☐ Other \_\_\_\_\_

**Where is the property?** \_\_\_\_\_

Number \_\_\_\_\_ Street \_\_\_\_\_

City \_\_\_\_\_ State ZIP Code \_\_\_\_\_

**Is the property insured?**

- ☐ No
- ☐ Yes. Insurance agency \_\_\_\_\_

Contact name \_\_\_\_\_

Phone \_\_\_\_\_

**Statistical and administrative information**

**13. Debtor's estimation of available funds**

Check one:

- ☐ Funds will be available for distribution to unsecured creditors.
- ☒ After any administrative expenses are paid, no funds will be available for distribution to unsecured creditors.

**14. Estimated number of creditors**

- |  |  |  |
|--|--|--|
| <input checked="" type="checkbox"/> 1-49 | <input type="checkbox"/> 1,000-5,000   | <input type="checkbox"/> 25,001-50,000     |
| <input type="checkbox"/> 50-99           | <input type="checkbox"/> 5,001-10,000  | <input type="checkbox"/> 50,001-100,000    |
| <input type="checkbox"/> 100-199         | <input type="checkbox"/> 10,001-25,000 | <input type="checkbox"/> More than 100,000 |
| <input type="checkbox"/> 200-999         |  |  |

Debtor	Name _____		Case number (if known) _____	
<hr/>				
15. Estimated assets	<input type="checkbox"/> \$0-\$50,000	<input checked="" type="checkbox"/> \$1,000,001-\$10 million	<input type="checkbox"/> \$500,000,001-\$1 billion	
	<input type="checkbox"/> \$50,001-\$100,000	<input type="checkbox"/> \$10,000,001-\$50 million	<input type="checkbox"/> \$1,000,000,001-\$10 billion	
	<input type="checkbox"/> \$100,001-\$500,000	<input type="checkbox"/> \$50,000,001-\$100 million	<input type="checkbox"/> \$10,000,000,001-\$50 billion	
	<input type="checkbox"/> \$500,001-\$1 million	<input type="checkbox"/> \$100,000,001-\$500 million	<input type="checkbox"/> More than \$50 billion	
<hr/>				
16. Estimated liabilities	<input type="checkbox"/> \$0-\$50,000	<input checked="" type="checkbox"/> \$1,000,001-\$10 million	<input type="checkbox"/> \$500,000,001-\$1 billion	
	<input type="checkbox"/> \$50,001-\$100,000	<input type="checkbox"/> \$10,000,001-\$50 million	<input type="checkbox"/> \$1,000,000,001-\$10 billion	
	<input type="checkbox"/> \$100,001-\$500,000	<input type="checkbox"/> \$50,000,001-\$100 million	<input type="checkbox"/> \$10,000,000,001-\$50 billion	
	<input type="checkbox"/> \$500,001-\$1 million	<input type="checkbox"/> \$100,000,001-\$500 million	<input type="checkbox"/> More than \$50 billion	

**Request for Relief, Declaration, and Signatures**

**WARNING --** Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

**17. Declaration and signature of authorized representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 11/03/2020  
MM / DD / YYYY  
x [Signature] Rich Successful  
Signature of authorized representative of debtor Printed name  
Title Reg. Sherid Dept

**18. Signature of attorney**

x \_\_\_\_\_ Date \_\_\_\_\_  
Signature of attorney for debtor MM / DD / YYYY  
  
\_\_\_\_\_  
Printed name  
  
\_\_\_\_\_  
Firm name  
  
\_\_\_\_\_  
Number Street  
  
\_\_\_\_\_  
City State ZIP Code  
  
\_\_\_\_\_  
Contact phone Email address  
  
\_\_\_\_\_  
Bar number State

U. S. BANKRUPTCY COURT / NORTHERN DISTRICT OF GEORGIA / ATLANTA DIVISION  
RECEIPT #01263163 (AM) OF 11/03/2020

ITEM	CODE	CASE	QUANTITY	AMOUNT	BY
1	11IN	20-71358	1	\$ 0.00	Currency
		Judge - unknown at time of receipt			
		Debtor - MOUNTAIN PHOENIX, LLC			
TOTAL:				\$ 0.00	

FROM: Mountain Phoenix, LLC  
Suite 150  
4345 Int`l Pkwy  
Atlanta, GA 30354

Case Number: 20-71358

Name: Mountain Phoenix, LLC

Chapter: 11

Please submit the following original documents to the Court for filing so that the case will proceed timely. If you would like to have a filed-stamped copy of the documents, please submit an extra copy along with a self-addressed stamped envelope.

☐ Individual - Series 100 Forms

☒ Non-Individual - Series 200 Forms

**MISSING DOCUMENTS DUE WITHIN 7 DAYS**

- ☒ Complete List of Creditors (names and addresses of all creditors)  
☐ Pro Se Affidavit (**due within 7 days**, signature must be **notarized**, or witnessed by a Court Intake Clerk, accompanied by a picture I.D.)  
☐ Signed Statement of SSN (**due within 7 days**)

**MISSING DOCUMENTS DUE WITHIN 14 DAYS**

- ☒ Statement of Financial Affairs  
☒ Schedules: A/B C D E/ F G H  
☒ Summary of Assets and Liabilities  
☒ Declaration About Debtor(s) Schedules  
☐ Attorney Disclosure of Compensation  
☐ Petition Preparer's Notice, Declaration and Signature (*Form 119*)  
☐ Disclosure of Compensation of Petition Preparer (*Form 2800*)  
☐ Chapter 13 Current Monthly Income  
☐ Chapter 7 Current Monthly Income  
☐ Chapter 11 Current Monthly Income  
☐ Certificate of Credit Counseling (*Individuals only*)  
☐ Pay Advices (*Individuals only*) (*2 Months*)  
☐ Chapter 13 Plan, complete with signatures (*local form*)  
☒ Corporate Resolution (*Business Ch. 7 & 11*)

**Ch.11 Business**

- ☒ 20 Largest Unsecured Creditors  
☒ List of Equity Security Holders  
☒ Small Business - Balance Sheet  
☒ Small Business - Statement of Operations  
☒ Small Business - Cash Flow Statement  
☒ Small Business - Federal Tax Returns

**MISSING DOCUMENTS DUE WITHIN 30 DAYS**

- ☐ Statement of Intent – Ch. 7 (*Individuals only*)

**Petition Deficiencies:**

- ☐ Last 4 digits of SSN  
☐ Address ☐ County  
☐ Type of Debtor  
☐ Chapter  
☐ Nature of Debts  
☐ Statistical Estimates  
☐ Venue  
☐ Attorney Bar Number

**Case filed via:**

- ☐ Intake Counter by:  
☐ Attorney  
☐ Debtor - verified ID  
☒ Other - copy of ID: Registered Agent Rich  
Successful 404-736-3159  
☐ Mailed by:  
☐ Attorney  
☐ Debtor  
☐ Other: \_\_\_\_\_

- ☐ Email [Pursuant to General Order 40-2020, this petition was received for filing via email]

**History of Case Association**

Prior cases within 2 years: none

Signature:   
Acknowledgment of receipt of Deficiency Notice

Official and Local Bankruptcy Forms are available on the Court's website at: [www.ganb.uscourts.gov](http://www.ganb.uscourts.gov). If filing bankruptcy without an attorney, please read the information regarding *Filing Bankruptcy without an Attorney* at: [www.uscourts.gov/services-forms/bankruptcy/filing-without-attorney](http://www.uscourts.gov/services-forms/bankruptcy/filing-without-attorney).

**FILING FEE INFORMATION** - if the required filing fees are not paid in full at the time of case filing, an Order will be forthcoming:

☐ Paid \$ 0 **\$1,717 due**

You may mail documents and filing fee payments (no personal checks accepted - cashier's check or money orders only) to the address below.  
All fee payments and documents filed with the Court must show the debtor's name and bankruptcy case number.

**\*\*Failure to Comply may result in the dismissal of your case.\*\***

UNITED STATES BANKRUPTCY COURT  
75 Ted Turner Drive, SW, Room 1340  
Atlanta, Georgia 30303  
404-215-1000

Intake Clerk: Mezon

Date: 11/3/20

Case Opener:

Date: